



Sen. Ira I. Silverstein

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1 AMENDMENT TO SENATE BILL 66

2 AMENDMENT NO. _____. Amend Senate Bill 66 on page 2, line
3 3, by replacing "in exchange for either" with "for trade-in
4 when purchasing a new device or in exchange for"; and

5 on page 2, by replacing lines 8 through 11 with the following:

6 "Wireless communications device" means a hand-held
7 cellular phone or other hand-held mobile device that (1) is
8 built on a smart phone mobile operating system; (2) possesses
9 advanced computing capability; (3) enables network
10 connectivity; (4) enables the user to engage in voice
11 communications via commercial mobile radio service, as defined
12 in 47 CFR 20.3; and (5) is capable of operating on a long-term
13 evolution network and successor wireless data network
14 communication standards. Capabilities a wireless communication
15 device may possess include, but are not limited to, built-in
16 applications, Internet access, digital voice service, text
17 messaging, email, and web browsing. "Wireless communications

1 device" does not include a phone commonly referred to as a
2 feature or messaging phone, a laptop computer, a tablet device,
3 or a device that has only electronic reading capability."; and

4 by replacing line 21 on page 8 through line 9 on page 9 with the
5 following:

6 "Section 40. Application of Act.

7 (a) This Act does not apply with respect to a wireless
8 communications device returned pursuant to the return policies
9 of the wireless communications device dealer, wireless
10 telephone service provider, manufacturer, or retailer from
11 whom it was originally purchased.

12 (b) This Act does not apply to:

13 (1) a wireless telephone service provider who acquires
14 wireless communications devices as part of a trade-in or a
15 repair and refurbishment program; or

16 (2) a manufacturer who acquires wireless
17 communications devices as part of a trade-in program.

18 (c) This Act does not apply to wireless communications
19 device dealers regulated under the Pawnbroker Regulation
20 Act.".